



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE
COMMISSION

Plaintiff,

- against -

TOM SIMEO,

Defendant.
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19 Civ. 08621 (PGG) (RWL)

ORDER

ROBERT W. LEHRBURGER, United States Magistrate Judge.

This matter has been referred to me for general pretrial matters. On August 11, 2020, the SEC filed a letter describing Defendant Simeo's failures to comply with discovery and seeking various rulings, including precluding Mr. Simeo from introducing assorted witnesses and evidence, asserting certain defenses, and seeking discovery. (See Dkt. 28.) Mr. Simeo has not filed a response to the SEC's letter. Accordingly, by August 24, 2020, Mr. Simeo shall file a response if he wishes to do so. Absent a response from Mr. Simeo, the Court will proceed to rule on the SEC's requests 2-5 at pages 3-4 of its letter. In the meantime, the Court grants the SEC's request to proceed, if necessary, with non-party depositions before deposing Mr. Simeo.

SO ORDERED.

A handwritten signature in black ink, appearing to be "R. Lehrburger", written over a horizontal line.

ROBERT W. LEHRBURGER
UNITED STATES MAGISTRATE JUDGE

Dated: August 18, 2020
New York, New York

Copies transmitted to all counsel of record.